

# **Board of Contract Appeals**

General Services Administration  
Washington, D.C. 20405

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DISMISSED: July 9, 2004

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GSBCA 16432

MITCHELL ENTERPRISES, LTD.,

Appellant,

v.

GENERAL SERVICES ADMINISTRATION,

Respondent.

Tim Mitchell, Vice President of Mitchell Enterprises, Ltd., Sherman, TX, appearing for Appellant.

Catherine Crow, Office of General Counsel, General Services Administration, Washington, DC, counsel for Respondent.

**DANIELS**, Board Judge (Chairman).

## ORDER

Mitchell Enterprises, Ltd. (Mitchell) filed this appeal concerning its daily extended overhead rate on a contract for the construction of a United States Courthouse in Laredo, Texas. The General Services Administration, respondent, filed a motion to dismiss the appeal for lack of jurisdiction on the ground that the case was prematurely filed. The Board convened a telephonic conference to discuss the motion. At the conference, Mitchell agreed to withdraw the appeal. Shortly thereafter, it withdrew the appeal.

At the appellant's request, the case is **DISMISSED**.

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STEPHEN M. DANIELS  
Board Judge